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PTO/SB/17 (12-04V2)

Approved for use through 7/31/2006. OMB 0851-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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|   |  |                          |                  |
|---|--|--------------------------|------------------|
| <i>Effecting on 12/08/2004.<br/>Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).</i> |  | <i>Complete if Known</i> |                  |
| <b>FEE TRANSMITTAL</b><br><b>For FY 2005</b>  |  | Application Number       | 10/726,960       |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27                              |  | Filing Date              | December 3, 2003 |
| TOTAL AMOUNT OF PAYMENT (\$ 180.00)   |  | First Named Inventor     | James P. BECKHAM |
|   |  | Examiner Name            | M. M. Thompson   |
|   |  | Art Unit                 | 3763             |
|   |  | Attorney Docket No.      | 2979120006401    |

**METHOD OF PAYMENT** (check all that apply)

|   |                                      |   |                               |   |
|---|--------------------------------------|---|-------------------------------|---|
| <input type="checkbox"/> Check  | <input type="checkbox"/> Credit Card | <input type="checkbox"/> Money Order  | <input type="checkbox"/> None | <input type="checkbox"/> Other (please identify): _____ |
| <input checked="" type="checkbox"/> Deposit Account Deposit Account Number: 03-1952 Deposit Account Name: Morrison & Foerster LLP |                                      |   |                               |   |
| For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)                            |                                      |   |                               |   |
| <input checked="" type="checkbox"/> Charge fee(s) indicated below   |                                      | <input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee |                               |   |
| <input checked="" type="checkbox"/> Charge any additional fee(s) or underpayment of fee(s) under 37 CFR 1.16 and 1.17             |                                      | <input checked="" type="checkbox"/> Credit any overpayments                       |                               |   |

**FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

| <u>Application Type</u> | <u>FILING FEES</u> |                              | <u>SEARCH FEES</u> |                              | <u>EXAMINATION FEES</u> |                              | <u>Fees Paid (\$)</u> |
|-------------------------|--------------------|------------------------------|--------------------|------------------------------|-------------------------|------------------------------|-----------------------|
|                         | <u>Fee (\$)</u>    | <u>Small Entity Fee (\$)</u> | <u>Fee (\$)</u>    | <u>Small Entity Fee (\$)</u> | <u>Fee (\$)</u>         | <u>Small Entity Fee (\$)</u> |                       |
| Utility                 | 300                | 150                          | 500                | 250                          | 200                     | 100                          |                       |
| Design                  | 200                | 100                          | 100                | 50                           | 130                     | 65                           |                       |
| Plant                   | 200                | 100                          | 300                | 150                          | 160                     | 80                           |                       |
| Reissue                 | 300                | 150                          | 500                | 250                          | 600                     | 300                          |                       |
| Provisional             | 200                | 100                          | 0                  | 0                            | 0                       | 0                            |                       |

**2. EXCESS CLAIM FEES**Fee Description

Each claim over 20 (including Reissues)

| <u>Small Entity Fee (\$)</u> | <u>Fee (\$)</u> |
|------------------------------|-----------------|
| 50                           | 25              |
| 200                          | 100             |
| 360                          | 180             |

Each independent claim over 3 (including Reissues)

Multiple dependent claims

| <u>Total Claims</u> | <u>Extra Claims</u> | <u>Fee (\$)</u> | <u>Fee Paid (\$)</u> | <u>Multiple Dependent Claims</u> | <u>Fee (\$)</u> | <u>Fee Paid (\$)</u> |
|---------------------|---------------------|-----------------|----------------------|----------------------------------|-----------------|----------------------|
| - 20 =              | x                   | =               |                      |                                  |                 |                      |
| - 3 =               | x                   | =               |                      |                                  |                 |                      |

**3. APPLICATION SIZE FEE**

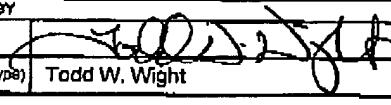
If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

| <u>Total Sheets</u> | <u>Extra Sheets</u> | <u>Number of each additional 50 or fraction thereof</u> | <u>Fee (\$)</u> | <u>Fee Paid (\$)</u> |
|---------------------|---------------------|---|-----------------|----------------------|
| - 100 =             | /50                 | (round up to a whole number) x                          | =               |                      |

**4. OTHER FEE(S)**

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): 1806 Submission of an Information Disclosure Statement 180.00

|                                   |   |
|-----------------------------------|---|
| <b>SUBMITTED BY</b>               |   |
| Signature                         |  |
| Name (Print/Type)                 | Todd W. Wight   |
| Registration No. (Attorney/Agent) | 45,218  |
| Telephone                         | (949) 251-7189  |
| Date                              | October 18, 2005  |

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PAGE 3/8 \* RCVD AT 10/18/2005 5:28:35 PM [Eastern Daylight Time] \* SVR:USPTO-EFXRF-6/33 \* DNIS:2738300 \* CSID:949 251 0900 \* DURATION (mm:ss):03:14

OCT 18 2005

**MORRISON | FOERSTER**

19900 MACARTHUR BLVD.

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CALIFORNIA 92612-2445TELEPHONE: 949.251.7500  
FACSIMILE: 949.251.0900

WWW.MOFO.COM

MORRISON & FOERSTER LLP  
NEW YORK, SAN FRANCISCO,  
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ORANGE COUNTY, SACRAMENTO,  
WALNUT CREEK, CENTURY CITYTOKYO, LONDON, BEIJING,  
SHANGHAI, HONG KONG,  
SINGAPORE, BRUSSELS**To:**

| NAME:                 | FACSIMILE:     | TELEPHONE: |
|-----------------------|----------------|------------|
| USPTO<br>MS Amendment | (571) 273-8300 |            |

**FROM:** Barbara M. Hayashi**DATE:**

October 18, 2005

|                                     |   |                            |
|-------------------------------------|---|----------------------------|
| Number of pages<br>with cover page: | 8 | Our Reference 297912006401 |
|-------------------------------------|---|----------------------------|

Preparer of this slip has confirmed that facsimile number given is correct: 11487/BMH2**CAUTION - CONFIDENTIAL**

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**Comments:**

|  |
|--|
| Application No. 10/726,960   |
| Attached: 1) Transmittal Form, 2) Fee Transmittal, 3) Supplemental IDS – 3 pages, 4)<br>PTO/SB/08a/b – 2 pages |

oc-301702

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PTO/SB/21 (09-04)

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# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

|  |   |                        |              |
|--|---|------------------------|--------------|
| Total Number of Pages In This Submission | 7 | Attorney Docket Number | 297912006401 |
|--|---|------------------------|--------------|

## ENCLOSURES (Check all that apply)

|  |   |   |
|--|---|---|
| <input checked="" type="checkbox"/> Fee Transmittal Form                       | <input type="checkbox"/> Drawing(s)   | <input type="checkbox"/> After Allowance Communication to TC  |
| <input type="checkbox"/> Fee Attached  | <input type="checkbox"/> Licensing-related Papers                                       | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences                       |
| <input type="checkbox"/> Amendment/Reply                                       | <input type="checkbox"/> Petition   | <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)                   |
| <input type="checkbox"/> After Final   | <input type="checkbox"/> Petition to Convert to a Provisional Application               | <input type="checkbox"/> Proprietary Information  |
| <input type="checkbox"/> Affidavits/Declaration(s)                             | <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address | <input type="checkbox"/> Status Letter  |
| <input type="checkbox"/> Extension of Time Request                             | <input type="checkbox"/> Terminal Disclaimer  | <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):<br>PTO/SB/08a/b - 2 pages |
| <input type="checkbox"/> Express Abandonment Request                           | <input type="checkbox"/> Request for Refund   |   |
| <input checked="" type="checkbox"/> Information Disclosure Statement – 3 pages | <input type="checkbox"/> CD, Number of CD(s) _____                                      |   |
| <input type="checkbox"/> Certified Copy of Priority Document(s)                | <input type="checkbox"/> Landscape Table on CD  |   |
| <input type="checkbox"/> Reply to Missing Parts/Incomplete Application         | <input type="checkbox"/> Remarks  |   |
| <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53      |   |   |

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

|              |   |          |        |
|--------------|---|----------|--------|
| Firm Name    | MORRISON & FOERSTER LLP, Customer No. 25224   |          |        |
| Signature    |  |          |        |
| Printed name | Todd W. Wight   |          |        |
| Date         | October 18, 2005  | Reg. No. | 45,218 |

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office, facsimile no. 571-273-8300, on the date shown below.

Dated: October 18, 2005

Signature: 

(Barbara Hayash)

oc-305029

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Dated: October 18, 2005

Signature:



(Barbara Hayashi)

Patent

Docket No. 297912006401

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
James P. BECKHAM

Serial No.: 10/726,960

Filing Date: December 3, 2003

For: MEDICAL BALLOON

Examiner: M. M. Thompson

Group Art Unit: 3763

**SUPPLEMENTAL INFORMATION DISCLOSURE  
STATEMENT UNDER 37 C.F.R. § 1.97 & 1.98**

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. § 1.97 and § 1.98, Applicants submit for consideration in the above-identified application the documents listed on the attached Form PTO/SB/08a/b. The Examiner is requested to make these documents of record.

10/19/2005 CNGUYEN 00000042 031952 10726960

01 FC:1806 180.00 DA

oc-305028

This Information Disclosure Statement is submitted:

- With the application; accordingly, no fee or separate requirements are required.
- Before the mailing of a first Office Action after the filing of a Request for Continued Examination under § 1.114. However, if applicable, a certification under 37 C.F.R. § 1.97 (e)(1) has been provided.
- Within three months of the application filing date or before mailing of a first Office Action on the merits; accordingly, no fee or separate requirements are required. However, if applicable, a certification under 37 C.F.R. § 1.97 (e)(1) has been provided.
- After receipt of a first Office Action on the merits but before mailing of a final Office Action or Notice of Allowance.
  - A fee is required. A check in the amount of \_\_ is enclosed.
  - A fee is required. Accordingly, a Fee Transmittal form (PTO/SB/17) is attached to this submission.
  - A Certification under 37 C.F.R. § 1.97(e) is provided above; accordingly; no fee is believed to be due.
- After mailing of a final Office Action or Notice of Allowance, but before payment of the issue fee.
  - A Certification under 37 C.F.R. § 1.97(e) is provided above and a check in the amount of \_\_ is enclosed.
  - A Certification under 37 C.F.R. § 1.97(e) is provided above and a Fee Transmittal form (PTO/SB/17 is attached to this submission in duplicate.)

Applicants would appreciate the Examiner initialing and returning the Form PTO/SB/08a/b, indicating that the information has been considered and made of record herein.

The information contained in this Information Disclosure Statement under 37 C.F.R. § 1.97 and § 1.98 is not to be construed as a representation that: (i) a complete search has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the above information constitutes prior art to the subject invention.

oc-305028

In the unlikely event that the transmittal form is separated from this document and the Patent and Trademark Office determines that an extension and/or other relief (such as payment of a fee under 37 C.F.R. § 1.17 (p)) is required, Applicants petition for any required relief including extensions of time and authorize the Commissioner to charge the cost of such petition and/or other fees due in connection with the filing of this document to Deposit Account No. 03-1952 referencing 297912006401.

Dated: October 18, 2005

Respectfully submitted,

By   
Todd W. Wight  
Registration No.: 45,218  
MORRISON & FOERSTER LLP  
19900 MacArthur Boulevard  
Irvine, California 92612-2445  
(949) 251-7189

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ALTERNATIVE TO PTO/SB/08-a/b (07-05)

|   |   |    |   |                          |                  |
|---|---|----|---|--------------------------|------------------|
| Substitute for form 1449/PTO<br><br><b>INFORMATION DISCLOSURE<br/>STATEMENT BY APPLICANT</b><br><br>(Use as many sheets as necessary) |   |    |   | <b>Complete if Known</b> |                  |
| Sheet   | 1 | of | 2 | Application Number       | 10/726,960       |
|   |   |    |   | Filing Date              | December 3, 2003 |
|   |   |    |   | First Named Inventor     | James P. BECKHAM |
|   |   |    |   | Art Unit                 | 3763             |
|   |   |    |   | Examiner Name            | M. M. Thompson   |
|   |   |    |   | Attorney Docket Number   | 297912006401     |

| U.S. PATENT DOCUMENTS |                       |  |                  |  |   |
|-----------------------|-----------------------|--|------------------|--|---|
| Examiner Initials*    | Cite No. <sup>1</sup> | Document Number                          | Publication Date | Name or Patentee or<br>Applicant of Cited Document | Pages, Columna, Lines, Where<br>Relevant Passages or Relevant<br>Figures Appear |
|                       |                       | Number-Kind Code <sup>2</sup> (if known) | MM-DD-YYYY       |  |   |
| 1                     | US-4,572,186          |  | 02-25-1986       | Gould et al.                                       |   |
| 2                     | US-4,637,396          |  | 01-20-1987       | Cook   |   |
| 3                     | US-4,796,629          |  | 01-10-1989       | Grayzel  |   |
| 4                     | US-5,078,727          |  | 01-07-1992       | Hannam et al.                                      |   |
| 5                     | US-5,108,415          |  | 04-28-1992       | Pinchuk et al.                                     |   |
| 6                     | US-5,116,360          |  | 05-26-1992       | Pinchuk et al.                                     |   |
| 7                     | US-5,171,297          |  | 12-15-1992       | Barlow et al.                                      |   |
| 8                     | US-5,264,260          |  | 11-23-1993       | Saab   |   |
| 9                     | US-5,270,086          |  | 12-14-1993       | Hamlin   |   |
| 10                    | US-5,295,960          |  | 03-22-1994       | Aljahmad et al.                                    |   |
| 11                    | US-5,314,443          |  | 05-24-1994       | Rudnick  |   |
| 12                    | US-5,338,299          |  | 06-16-1994       | Barlow   |   |
| 13                    | US-5,344,401          |  | 09-06-1994       | Radisch et al.                                     |   |
| 14                    | US-5,358,486          |  | 10-25-1994       | Saab   |   |
| 15                    | US-5,451,209          |  | 09-19-1995       | Ainsworth et al.                                   |   |
| 16                    | US-5,478,320          |  | 12-26-1995       | Trotta   |   |
| 17                    | US-5,492,532          |  | 02-20-1996       | Ryan et al.  |   |
| 18                    | US-5,587,125          |  | 12-24-1996       | Roychowdhury                                       |   |
| 19                    | US-5,755,690          |  | 05-26-1998       | Saab   |   |
| 20                    | US-5,772,681          |  | 06-30-1998       | Leoni  |   |
| 21                    | US-5,788,979          |  | 08-04-1998       | Alt et al.   |   |
| 22                    | US-5,820,613          |  | 10-13-1998       | Van Werven-Fransesen et al.                        |   |
| 23                    | US-5,928,181          |  | 07-27-1999       | Coleman et al.                                     |   |
| 24                    | US-5,972,441          |  | 10-26-1999       | Campbell et al.                                    |   |
| 25                    | US-6,007,544          |  | 12-28-1999       | Kim  |   |
| 26                    | US-6,012,457          |  | 01-11-2000       | Lesh   |   |
| 27                    | US-6,024,740          |  | 02-15-2000       | Lesh et al.  |   |
| 28                    | US-6,027,779          |  | 02-22-2000       | Campbell et al.                                    |   |
| 29                    | US-6,036,697          |  | 03-14-2000       | DiCaprio   |   |
| 30                    | US-6,117,101          |  | 09-12-2000       | Diederich et al.                                   |   |
| 31                    | US-6,124,007          |  | 09-26-2000       | Wang et al.  |   |
| 32                    | US-6,127,597          |  | 10-03-2000       | Beyar et al.                                       |   |
| 33                    | US-6,156,254          |  | 12-05-2000       | Andrews et al.                                     |   |
| 34                    | US-6,164,283          |  | 12-28-2000       | Lesh   |   |
| 35                    | US-6,183,492          |  | 02-06-2001       | Hart et al.  |   |
| 36                    | US-6,187,013          |  | 02-13-2001       | Stoltze et al.                                     |   |
| 37                    | US-6,234,995          |  | 05-22-2001       | Peacock, III                                       |   |
| 38                    | US-6,245,064          |  | 06-12-2001       | Lesh et al.  |   |
| 39                    | US-6,254,599          |  | 07-03-2001       | Lesh et al.  |   |
| 40                    | US-6,263,236          |  | 07-17-2001       | Kasinkas et al.                                    |   |
| 41                    | US-6,270,902          |  | 08-07-2001       | Tedeschi et al.                                    |   |
| 42                    | US-6,290,485          |  | 09-18-2001       | Wang   |   |
| 43                    | US-6,305,378          |  | 10-23-2001       | Lesh   |   |
| 44                    | US-6,315,751          |  | 11-13-2001       | Cosgrove et al.                                    |   |
| 45                    | US-6,326,925          |  | 12-11-2001       | Wang et al.  |   |

|                    |  |                 |
|--------------------|--|-----------------|
| Examiner Signature |  | Date Considered |
| oc-305027          |  |                 |

ALTERNATIVE TO PTO/SB/08a/b (07-05)

|  |   |    |   |                          |                  |
|--|---|----|---|--------------------------|------------------|
| Substitute for form 1449/PTO<br><b>INFORMATION DISCLOSURE<br/>STATEMENT BY APPLICANT</b><br><i>(Use as many sheets as necessary)</i> |   |    |   | <b>Complete if Known</b> |                  |
| Sheet  | 2 | of | 2 | Application Number       | 10/726,960       |
|  |   |    |   | Filing Date              | December 3, 2003 |
|  |   |    |   | First Named Inventor     | James P. BECKHAM |
|  |   |    |   | Art. Unit                | 3763             |
|  |   |    |   | Examiner Name            | M. M. Thompson   |
|  |   |    |   | Attorney Docket Number   | 297912006401     |

| <b>FOREIGN PATENT DOCUMENTS</b> |                       |   |                                |  |   |
|---------------------------------|-----------------------|---|--------------------------------|--|---|
| Examiner Initials*              | Cite No. <sup>1</sup> | Foreign Patent Document   | Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines,<br>Where Relevant Passages<br>or Relevant Figures Appear |
|                                 |                       | Country Code <sup>2</sup> -Number <sup>4</sup> -Kind Code <sup>3</sup> (if known) |                                |  |   |
|                                 |                       |   |                                |  | <input checked="" type="checkbox"/> T <sup>5</sup>                              |

\*EXAMINER: Initial if information considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kind Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 601.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 15 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

| <b>NON PATENT LITERATURE DOCUMENTS</b> |                       |   |  |  |  |
|--|-----------------------|---|--|--|--|
| Examiner Initials                      | Cite No. <sup>1</sup> | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. |  |  |  |
|  |                       |   |  |  |  |
|  |                       | <input checked="" type="checkbox"/> T <sup>2</sup>  |  |  |  |

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<sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>Applicant is to place a check mark here if English language Translation is attached.

|                    |  |                 |
|--------------------|--|-----------------|
| Examiner Signature |  | Date Considered |
| oc-305027          |  |                 |